

**REMARKS****I. Status of the Claims**

Claims 1-5, 9-10, 12-29, 32-41, 46-50, 52-66, and 68-78 are pending in the application.

Claims 1, 20, 32-35, 46 and 65 are amended. Claims 75-78 are added.

**II. Claim Rejections - 35 USC § 102**

Claims 1-3, 9, 10, 12-15, 19-22, 25-29, 32-41, 46-48, 52-56, 60-66 and 68-74 have been rejected under 35 U.S.C. 102(e) as being unpatentable over U.S. Patent No. 6,452,609 ("Katinsky"). Claims 1, 20, 32-35, 46-47, 56, and 60 have been amended and the rejection is respectfully traversed.

**Amended Claims 1 and 46**

Claim 1 defines a method for providing a user with media segments in an order selected by the user. Claim 1 requires "storing a first plurality of information segments in a database," and has been amended to require "displaying, in a first region of a display device, a plurality of first indicators each representative of a respective one of a second plurality of information segments selected from the first plurality of stored information segments." Claim 1 has been further amended to require "allowing the user to select information segments from among the information segments represented by the displayed first indicators," "displaying in a sequence, in a second region of the display device different from the first region, second indicators representing respective information segments selected by a user" and "allowing the user to play any one of the respective information segments represented by a corresponding second indicator in the second region." Claim 1 has been further amended to require "allowing the user to select a

plurality of the second indicators for placement into a third region different from the second region,” “displaying in a sequence, in the third region, third indicators corresponding to the selected second indicators,” and “allowing the user to rearrange the sequence of the third indicators displayed in the third region to affect an order in which the user selected information segments are to be presented to the user.” Support for the amendments to claim 1 is found at pages 8-10 and 13-14, for example. Claim 46 is a system claim that corresponds to amended claim 1, and has been amended in a similar manner.

Katinsky discloses a web page containing a player for playing media objects, and a sequencer displaying a playlist which has an order in which media objects are played by the player. (Abstract). A media icon access panel displays a series of subject matter tabs, one or more of which a user can select to browse media icons related to the selected subject. (Col. 4, lines 26-33; Fig. 1). When a subject matter tab is selected, the top level of a hierarchical outline appears containing bulleted items. (Col. 4, lines 26-33). (The outline is presumably predetermined and pre-stored in memory. The precise manner in which the outline is generated is not described.) Clicking the text of a bulleted item causes the next level of the outline to appear within the media icon access panel. (Col. 4, lines 37-45). Clicking on a bulleted item in a sublist causes the next lower level of the outline to be displayed. (Col. 4, lines 37-45). The lowest level of the outline includes a list of media icons each representing a media object. (Col. 4, lines 50-56). Each media icon comprises a graphic icon and text to explain the content of the media object. (Col. 4, lines 50-56).

A user can create a playlist of media icons by dragging media icons from the hierarchical outline in the media icon access panel into a play list box displayed on the web page. (Col. 5,

lines 1-8; Fig. 3A). The user can modify the order of media icons in the playlist by dragging the media icon copy inside the playlist box. (Col. 5, lines 16-20).

Katinsky fails to teach or suggest the claimed “second region” for displaying the claimed “second indicators” representative of information segments selected by a user, and the claimed “third region” for displaying “third indicators” corresponding to selected second indicators, of amended claims 1 and 46. While Katinsky discloses a “media icon access panel 12,” a “sequencer 14,” and a “site driven area 18,” no combination of these three areas can be reasonably read onto the claimed “second region” and “third region.”

If the “sequencer 14” is viewed as the claimed “second region,” as the Examiner asserted with respect to claims 1 and 46 prior to the current amendments, then Katinsky fails to teach or suggest the claimed “third region.” Katinsky does not discuss allowing a user to select a plurality of indicators from the “sequencer 14” for placement into a “third region,” and allowing a user to rearrange the sequence of the indicators in such third region, as required by amended claim 1.

The “site driven area 18” cannot be viewed as the claimed “second region,” as the Examiner asserted with respect to claim 66, for example, because the “site driven area 18” does not display “second indicators” representing information segments “selected by a user,” as is required of the claimed “second region” in amended claim 1.

As explained above, Katinsky provides two “regions,” on a single page of a display device, in which a user can create a list of media icons - the “media icon access panel 12,” and the “sequencer 14.” In contrast to Katinsky, the method and system recited by amended claims 1 and 46 provide a significantly greater degree of convenience to the user by presenting three regions for creating, and rearranging, a playlist. Allowing the user a first region in which to view

“summaries” of information segments, a “second region” in which to collect segments of potential interest, and then a “third region” in which to perform a final arrangement of segments determined to be of genuine interest, provides to the user an enhanced experience compared to the method disclosed by Katinsky.

None of the other cited references teaches or suggests the combinations of amended claims 1 or 46, either. Therefore, amended claims 1 and 46, and their respective dependent claims, are patentable over the cited art.

#### Amended Claim 20

Claim 20 defines a method for presenting to a user media segments in an order selected by the user. Claim 20 has been amended to require “displaying, in a first region of a display device, a plurality of first indicators each representative of a respective one of a plurality of information segments selected from a database, the selected information segments relating to at least one topic selected by a user or by the system,” and “allowing a user an option to view a transcription of an audio portion of a selected information segment.” Claim 20 has been further amended to require “receiving from the user selections of the one or more information segments represented by respective first indicators displayed in the first region,” and “displaying, in a second region of the display device different from the first region, second indicators representing the respective information segments selected by the user, the second indicators having a sequence corresponding to an order in which information segments are selected by the user.” Amended claim 20 also requires “allowing the user to select ~~an~~ a second indicator in the sequence and change the position of the selected second indicator with respect to the other

second indicators in the sequence” and “presenting the user selected information segments represented by the respective second indicators in the sequence in the same order as the respective second indicators in the sequence.” Support for the amendments to claim 20 is found at page 10, lines 5-10, for example.

Nowhere does Katinsky teach or suggest “allowing a user an option to view a transcription of an audio portion of a selected information segment,” as required by amended claim 20. While Katinsky discloses allowing a user to play one or more media objects, this function does not appear to include allowing a user to view a “transcription of an audio portion” of a media object, as claimed. None of the other cited art teaches or suggests this limitation, either. Therefore, amended claim 20 and its dependent claims are patentable over the cited art.

#### Amended Claim 32

Claim 32 defines a method for presenting to a user media segments in an order selected by the user. Claim 32 has been amended to require “receiving from a user a request to perform a search and one or more search terms,” “searching a database in response to the request,” and “displaying, in a first region of a display device, a plurality of first indicators each representative of a respective one of a plurality of information segments retrieved from the database that include at least one of the one or more search terms.” Claim 32 has been further amended to require “displaying, in a second region of a display device different from the first region, a list comprising at least a second indicator representative of at least one of the plurality of information segments selected by the user from the first region,” and “arranging the second indicator with at least a third indicator displayed in the list in a sequence, the third indicator being representative of a second information segment.” Claim 32 has been additionally amended

to require “allowing the user to select the second indicator and change the position of the second indicator with respect to the third indicator in the sequence, to generate a selected order of the second and third indicators.” and “presenting the selected information segment and the second information segment according to the selected order of the second and third indicators representative thereof in the list.” Support for the amendments to claim 32 is found at pages 11-12, for example.

Katinsky does not teach or suggest “receiving from a user a request to perform a search and one or more search terms” and “displaying, in a first region of a display device, a plurality of first indicators each representative of a respective one of a plurality of information segments retrieved from the database that include at least one of the one or more search terms,” as required by amended claim 32. As described above, Katinsky allows a user to browse through a (presumably pre-stored) outline displayed in the “media icon access panel 12”, and to select media objects listed in the outline. However, Katinsky neither allows a user to specify one or more “search terms,” nor displays in the “media icon access panel 12” indicators representative of information segments that include “at least one of the one or more search terms,” as required by amended claim 32. There is no disclosure that the outline is generated based on user-provided “search terms,” for example.

In addition, it would not be obvious to add a “key word” search function to the system disclosed by Katinsky. In accordance with Katinsky, the “hierarchical outline” is pre-stored. A user can browse through the outline, or search through the outline by topic. When a topic is selected, it appears that a portion of the existing outline relating to the selected topic is displayed beneath the topic in the same window. The disclosed outline structure does not facilitate “key word” searches, since the results of a key word search may be drawn from completely unrelated

areas. Katinsky does not explain, and it is far from clear, how a multitude of unrelated search results would be displayed in a manner that is consistent with a pre-existing hierarchical outline. In addition, the Katinsky outline structure cannot be updated easily, because each new media object must not only be stored in a memory but also added to the outline in an appropriate location.

The claimed method of accessing and using information segments stored in a video clip database offers more flexibility than the “hierarchical outline” system of Katinsky. The database can also be updated easily, by adding new information segments, or deleting “old” segments, and the “keyword” search function continues to operate in the same manner.

None of the other cited references teaches or suggests the combination of amended claim 32, either. Therefore, amended claim 32 and its dependent claims are patentable over the cited art.

#### Amended Claim 65

Claim 65 defines a method for presenting to a user media segments in an order selected by the user. Claim 65 has been amended to require “displaying, in a first region of a first page shown on a display device, a plurality of first indicators each representative of a respective one of a plurality of information segments selected from a database,” and “receiving from the user selections of individual information segments from among the plurality of information segments represented by the displayed first indicators, each of the user selected information segments being represented by respective second indicators, the second indicators being different from the corresponding information segments and first indicators.” Claim 65 has also been amended to require “displaying simultaneously with at least one of the plurality of first indicators, in a

second region of the first page different from the first region, a list comprising the second indicators corresponding to the user selected information segments, in response to the selection of each individual information segment, the second indicators being displayed in a sequence within the list corresponding to an order in which the information segments are selected.” Claim 65 has been additionally amended to require “displaying, on a second page shown on the display device, one or more additional first indicators each representative of a respective one of the plurality of information segments,” “displaying the list on the second page simultaneously with the one or more additional first indicators,” “allowing the user to select at least one additional information segment represented by the one or more additional first indicators,” and “displaying, within the list, at least one additional second indicator corresponding to the at least one selected additional information segment, the at least one additional second indicator being displayed in the sequence in a position corresponding to an order in which the at least one additional information segment is selected with respect to the selected information segments.” Claim 65 has been further amended to require “allowing the user to select an indicator from among the second indicators and the at least one additional second indicator in the list and change the position of the selected indicator with respect to the other second indicators and additional second indicators in the sequence,” and “presenting the user selected information segments represented by the respective second indicators and additional second indicators in the sequence in the same order as the respective second indicators and additional second indicators in the sequence.” Support for amended claim 65 is found at page 13, lines 13-page 14, line 22, and Fig. 7, for example.

Katinsky does not teach or suggest “displaying, on a second page shown on the display device, one or more additional first indicators each representative of a respective one of the



plurality of information segments,” or “displaying the list on the second page simultaneously with the one or more additional first indicators,” as required by amended claim 65. Although Katinsky displays “media icons” from which a user compile a play list, the process of building a play list occurs via a single web page, and does not involve a “second page shown on the display device,” as claimed. Displaying “first indicators” on a “second page,” as claimed, provides a enhanced degree of convenience to the user, as it allows the user first to browse through multiple pages of search results while selecting those results that are of potential interest, and subsequently to use a separate page to carefully construct a playlist from the “potentially interesting” search results that were initially chosen.

Katinsky does not allow a user to construct a playlist in this manner. Katinsky forces the user to construct a playlist on a single page, directly from the media objects listed in the outline, and without generating an intermediate “first cut” of media objects. Thus, Katinsky also fails to teach or suggest “allowing the user to select at least one additional information segment represented by the one or more additional first indicators,” “displaying, within the list, at least one additional second indicator corresponding to the at least one selected additional information segment, the at least one additional second indicator being displayed in the sequence in a position corresponding to an order in which the at least one additional information segment is selected with respect to the selected information segments,” or “allowing the user to select an indicator from among the second indicators and the at least one additional second indicator in the list and change the position of the selected indicator with respect to the other second indicators and additional second indicators in the sequence,” as required by amended claim 65.

None of the other cited references teaches or suggests these limitations, either. Therefore, amended claim 65 is patentable over the cited art.

Claim 66

Claim 66 defines a method for providing a user with media segments in an order selected by the user.” Claim 66 requires “storing a plurality of video files relating to a plurality of news topics in one or more databases,” “displaying, in a first region of a display apparatus, one or more graphical markers representing respective news topics” and “receiving from a user a selection of a graphical marker corresponding to a desired news topic.” Claim 66 also requires “searching the one or more databases to identify a plurality of video files associated with the desired news topic selected by a user,” “displaying to the user, in a second region of the display apparatus different from the first region, a respective descriptor of each of the identified video files,” and “allowing the user to select, for placement into a third region of the display apparatus different from the first and second regions, individual ones of the displayed descriptors.” Claim 66 further requires “displaying in the third region, in response to each selection of a descriptor, an indicator comprising at least a respective text indicative of the video file corresponding to the selected descriptor, the indicators being displayed in a sequence corresponding to an order in which the descriptors are selected by the user,” “allowing the user to rearrange the sequence of the indicators in the third region to create a second sequence,” and “presenting the video files corresponding to the indicators in third region in accordance with the second sequence.”

For the reasons discussed above with respect to amended claims 1 and 46, neither Katinsky nor any of the other cited art teaches or suggests the “second region” and “third region” claimed in claim 66. Therefore, claim 66 is also patentable over the cited art.

**III. Claim Rejections - 35 USC § 103**

Claims 4-5, 16-18, 23-24, 49-50 and 57-59 have been rejected under 35 U.S.C. 103(a) as being allegedly unpatentable over Katinsky in view of U.S. Patent No. 6,263,507 ("Ahmad"). The rejection is respectfully traversed.

Claims 4-5 and 16-18 depend from amended claim 1. Claims 23-24 depend from amended claim 20. Claims 49-50 and 57-59 depend from amended claim 46. For the reasons set forth above, amended claims 1, 20, and 46 are patentable over the cited art. Therefore, claims 4-5, 16-18, 23-24, 49-50 and 57-59 are also patentable over the cited art.

**IV. New Claims**

New claims 75 -78 are supported by the specification as filed. No new matter is included.

Entry and consideration of the new claims are respectfully requested.

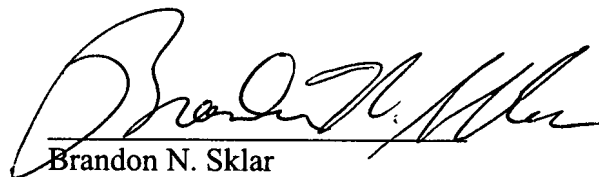
**IV. Conclusion**

In view of the foregoing, each of claims 1-5, 9-10, 12-29, 32-41, 46-50, 52-66, and 68-78, as amended, is believed to be in condition for allowance. Accordingly, reconsideration of these claims is requested and allowance of the application are respectfully requested.

Respectfully submitted,  
Kaye Scholer LLP

Date: April 27, 2007

By

  
Brandon N. Sklar  
Reg. No. 31,667  
212-836-8653

Kaye Scholer LLP  
425 Park Avenue  
New York, New York 10022